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CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Clerk

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291
(613) 546-5232 (FAX)
(613) 546-2916 (T D D.)

Our Ref. No. R01 WE

June 28, 1993

DIRECTOR'S OFFICE

REGISTERED MAIL

JUL 05 1993

Ontario Heritage Foundation
7th Floor
77 Bloor Street West
TORONTO, Ontario
M7A 2R9

HERITAGE POLICY BRANCH

Dear Sirs:

**Re: By-Law No. 93-41, "A By-Law to Designate 270-272-274
Wellington Street to be of Architectural Value or Interest
Pursuant to the Provisions of the Ontario Heritage Act"**

Pursuant to the provisions of Section 29 of the Ontario Heritage Act, I am enclosing herewith a copy of By-Law No. 93-41, "A By-Law to Designate 270-272-274 Wellington Street to be of Architectural Value or Interest Pursuant to the Provisions of the Ontario Heritage Act", which by-law was passed by City Council on January 12, 1993.

By-Law No. 93-41, including the Reasons for Designation, was registered in the Land Registry Office for the Registry Division of Frontenac (No. 13) on May 12, 1993, as Instrument No. 595695.

Yours truly,

Sheila A. Birrell,
Acting City Clerk

/dc
Enclosure

cc: Mr. C. Baldwin, Secretary,
Local Architectural Conservation
Advisory Committee

HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BY-LAW NO. 93-41, "A BY-LAW TO DESIGNATE 270-272-274 WELLINGTON STREET OF ARCHITECTURAL VALUE OR INTEREST PURSUANT TO THE PROVISIONS OF THE ONTARIO HERITAGE ACT", WHICH BY-LAW WAS PASSED BY THE COUNCIL OF THE CORPORATION OF THE CITY OF KINGSTON ON JANUARY 12, 1993.

MARION E. ROGERS, City Clerk
The Corporation of the City of Kingston

DATED at Kingston, Ontario
this 5th day of March, 1993

BY-LAW NO. 93-41

A BY-LAW TO DESIGNATE 270-272-274 WELLINGTON STREET OF ARCHITECTURAL VALUE OR INTEREST PURSUANT TO THE PROVISIONS OF THE ONTARIO HERITAGE ACT

PASSED: January 12, 1993

The Council of the Corporation of the City of Kingston enacts as follows:

WHEREAS Notice of Intention to Designate 270-272-274 Wellington Street to be of architectural value or interest, pursuant to Section 29 of the Ontario Heritage Act, was sent by registered mail to the owners of the property and to the Ontario Heritage Foundation on the 18th day of November, 1992;

AND WHEREAS said notice was published in the Whig Standard on Saturday, November 7, 1992, Saturday, November 14, 1992, and Saturday, November 21, 1992;

AND WHEREAS the thirty day appeal period expired on December 7, 1992;

AND WHEREAS no objection to such designation has been received;

NOW THEREFORE the Council of The Corporation of the City of Kingston enacts as follows:

1. 270-272-274 Wellington Street, in the City of Kingston, is hereby designated as being of architectural value or interest pursuant to Section 29 of the Ontario Heritage Act for the following reasons:

"This three unit brick 1865 terrace is an example of good simple row housing. The most notable features are the matching triple paned transom lights over the shed roofed door protectors. This row forms an integral part of the Wellington Street streetscape."

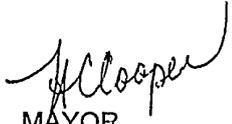
2. The subject property is more particularly described in Schedule "A" attached hereto.

3. The City Solicitor is hereby authorized to cause a copy of this By-Law and the reasons for designation to be registered against the lands described in Schedule "A" attached hereto in the Land Registry Office at Kingston, Ontario.

4. The City Clerk is hereby authorized to cause a copy of this By-Law to be served on the owners of the lands described in Schedule "A" hereto and on The Ontario Heritage Foundation, and to cause notice of the passing of this By-Law to be published in the Whig Standard once for each of three consecutive weeks.

5. This By-Law shall come into force and take effect on its passing.

GIVEN THREE READINGS AND FINALLY PASSED January 12, 1993


CITY CLERK 
MAYOR

SCHEDULE 'A' TO BY-LAW NO. 93-41

PROPERTY ADDRESS: 270 Wellington Street

OWNER: [REDACTED]

LEGAL DESCRIPTION:

ALL AND SINGULAR, that certain parcel or tract of land and premises, situate, lying and being in the City of Kingston and Province of Ontario, and being composed of part of Lot E according to the Original Plan of the Town of Kingston, now City of Kingston, which said parcel is more particularly described as follows:

PREMISING that the easterly limit of Rideau Street has an astronomic bearing of North 0 degrees 37 minutes West and relating all other bearings mentioned herein thereto;

COMMENCING a point in the westerly limit of Wellington Street, distant therein southerly 139.58 feet from the southerly limit of Ordnance Street;

THENCE South 12 degrees 19 minutes West along said westerly limit of Wellington Street, 15.53 feet;

THENCE North 76 degrees 40 minutes West to and along the southerly face of house number 270, a distance of 26.34 feet to the southwesterly corner of said house;

THENCE North 76 degrees 12 minutes West along a fence 53.83 feet;

THENCE North 6 degrees 58 minutes East, 13.06 feet;

THENCE South 80 degrees 42 minutes East along a fence, 34.15 feet to the northwesterly corner of the extension to the rear of house number 270;

THENCE South 76 degrees 40 minutes East along the northerly face of said extension, 21.06 feet to the rear of house number 272;

THENCE South 12 degrees 45 minutes West along the westerly face of the rear wall of house number 272, a distance of 0.30 feet more or less to the centre line of the division wall between houses 270 and 272;

THENCE South 76 degrees 40 minutes East along said centre line and its production 26.22 feet to the Point of Commencement.

TOGETHER WITH a Right of Way over that portion of the lands immediately adjoining to the south which is described as follows:

COMMENCING at a point in the westerly limit of Wellington Street, distant therein southerly 155.11 feet from the southerly limit of Ordnance Street;

THENCE North 76 degrees 40 minutes West to and along the southerly face of house number 270, 26.34 feet to the southwest corner thereof;

THENCE North 76 degrees 12 minutes West along a fence, 4.16 feet;

THENCE South 12 degrees 19 minutes West, 4.03 feet;

THENCE South 76 degrees 40 minutes East, 30.5 feet to the westerly limit of Wellington Street;

THENCE North 12 degrees 19 minutes East along the last mentioned limit, 4.0 feet to the Point of Commencement.

TOGETHER WITH the right for the eave of the presently existing house number 270 to overhand the lands immediately adjoining to the south by approximately 15 inches.

As previously described in Instrument No. 454884 (dead)

SCHEDULE 'A' TO BY-LAW NO. 93-41 (cont'd)

PROPERTY ADDRESS: 272 Wellington Street

OWNER: [REDACTED]

LEGAL DESCRIPTION:

ALL AND SINGULAR, that certain parcel or tract of land and premises, situate, lying and being in the City of Kingston and Province of Ontario, and being composed of part of Lot 7 according to Registered Plan Number D.30 and Part of Lot E according to the Original Plan of the Town of Kingston, now City of Kingston, which said parcel is more particularly described as follows:

PREMISING that the easterly limit of Rideau Street has an astronomic bearing of North 0 degrees 37 minutes West and relating all other bearings mentioned herein thereto;

COMMENCING a point in the westerly limit of Wellington Street, distant therein southerly 139.58 feet from the southerly limit of Ordnance Street;

THENCE North 12 degrees 19 minutes East along the westerly limit of Wellington Street, 14.90 feet;

THENCE North 77 degrees 15 minutes West to and along the centre line of the division wall between houses number 272 and 274, a distance of 38.32 feet to rear thereof;

THENCE North 74 degrees 22 minutes West along a fence 38.83 feet;

THENCE South 25 degrees 39 minutes West, 18.59 feet;

THENCE South 80 degrees 42 minutes East along a fence, 34.15 feet to the northwesterly corner of the extension to the rear of house number 270;

THENCE South 76 degrees 40 minutes East along the northerly face of said extension, 21.06 feet to the rear of house number 272;

THENCE South 12 degrees 45 minutes West along the westerly face of the rear wall of house number 272, a distance of 0.30 feet more or less to the centre line of the division wall between houses 270 and 272;

THENCE South 76 degrees 40 minutes East along said centre line and its production, 26.22 feet to the Point of Commencement.

TOGETHER WITH a Right of Way over that portion of the lands immediately adjoining to the north which is described as follows:

COMMENCING at a point in the westerly limit of Wellington Street, distant therein southerly 101.5 feet from the southerly limit of Ordnance Street;

THENCE North 76 degrees 56 minutes 30 seconds West to and along the southerly face of house number 276, and the fence on the production thereof, 48.00 feet;

THENCE South 40 degrees 37 minutes West, 25.28 feet to a fence;

THENCE South 74 degrees 22 minutes East along said fence, 3.31 feet;

THENCE North 40 degrees 37 minutes East, 22.06 feet;

THENCE South 76 degrees 56 minutes 30 seconds East, 46.22 feet to the westerly limit of Wellington Street

THENCE North 12 degrees 19 minutes East along the last mentioned limit, 3.00 feet to the Point of Commencement.

As previously described in Instrument No. 454887 (deed)

SCHEDULE 'A' TO BY-LAW NO. 93-41 (cont'd)

PROPERTY ADDRESS: 274 Wellington Street

OWNER: [REDACTED]

LEGAL DESCRIPTION:

ALL AND SINGULAR, that certain parcel or tract of land and premises, situate, lying and being in the City of Kingston and Province of Ontario, and being composed of part of Lot 7 according to Registered Plan Number D.30 in said City, which said parcel is more particularly described as follows:

PREMISING that the easterly limit of Rideau Street has an astronomic bearing of North 0 degrees 37 minutes West and relating all other bearings mentioned herein thereto;

COMMENCING a point in the westerly limit of Wellington Street, distant therein southerly 101.5 feet from the southerly limit of Ordnance Street;

THENCE North 76 degrees 56 minutes 30 seconds West to and along the southerly face of house number 276 and the fence on the production thereof, 73.75 feet;

THENCE South 24 degrees 48 minutes West, 21.51 feet;

THENCE South 52 degrees 40 minutes East, 1.44 feet;

THENCE South 74 degrees 22 minutes East, along a fence, 38.83 feet to the point where the centre line of the division wall between houses number 272 and 274 intersects the westerly face of the frame addition at the rear thereof;

THENCE South 77 degrees 15 minutes East along said centre line and its production, 38.32 feet to the westerly limit of Wellington Street;

THENCE North 12 degrees 19 minutes East along the last mentioned limit, 23.18 feet to the Point of Commencement;

The herein described parcel is shown outline in red on the Plan by Humphries & Burgham, Ontario Land Surveyors, dated the 18th day of February, 1971, and numbered for reference purposes as number 11574.

SUBJECT however, to a Right of Way in favour of the owners and occupiers of the lands immediately adjoining to the south over that portion of the herein described parcel which comprises a strip of land 3 feet perpendicularly wide and is described as follows:

COMMENCING at a point in the westerly limit of Wellington Street, distant therein southerly 101.5 feet from the southerly limit of Ordnance Street;

THENCE North 76 degrees 56 minutes 30 seconds West to and along the southerly face of house number 276, and the fence on the production thereof, 48.00 feet;

THENCE South 40 degrees 37 minutes West, 25.28 feet to a fence;

THENCE South 74 degrees 22 minutes East along said fence, 3.31 feet;

THENCE North 40 degrees 37 minutes East, 22.06 feet;

THENCE South 76 degrees 56 minutes 30 seconds East, 46.22 feet to the westerly limit of Wellington Street

THENCE North 12 degrees 19 minutes East along the last mentioned limit, 3.00 feet to the Point of Commencement.

SUBJECT also to a Right of Way in favour of the owners and occupiers of the land immediately adjoining to the north as is presently used to the gateway in the southerly limit of said lands.

SUBJECT also to any rights of the owners of the lands immediately adjoining to the north which have been acquired by virtue of the location of the eave of house number 276 which overhangs the herein described parcel approximately 12 inches.

As previously described in Instrument No. 454889. (deed)